

# Exhibit 30



Ashley Neese [REDACTED]@gmail.com&gt;

**FW: Your FOIA Request DOJ-2019-000550**

1 message

[REDACTED]@gtlaw.com <[REDACTED]@gtlaw.com>  
 To: [REDACTED]@gmail.com

Fri, Mar 1, 2019 at 6:24 PM



**David G. Barger**  
 Shareholder,

Chair, Tysons Litigation Group  
 Greenberg Traurig, LLP | 1750 Tysons Boulevard, Suite 1000 | McLean, VA 22102  
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**EXHIBIT 30**

**From:** Barger, David G. (Shld-NVA-LT)  
**Sent:** Friday, March 1, 2019 6:24 PM  
**To:** 'Castellano, Daniel (OIP)' <Daniel.Castellano@usdoj.gov>  
**Subject:** RE: Your FOIA Request DOJ-2019-000550

Daniel, Thank you for your email. The response causes me concern because it does not address why the material has not been produced to date even though we have repeatedly requested it for almost 10 months now – since May 3, 2018.

The extended delay is particularly disappointing since we now know that OIP has had at least some of the requested material since October 30, 2018.

Moreover, I am somewhat confused as to the time-frames you set forth in your email. As you're aware, we submitted formal FOIA/Privacy Act requests to OPR and the USAO/EOUSA on the same day - July 20, 2018. In those requests, we asked for the same information - essentially, any and all material from any and all DOJ components. Now, I do not understand why one appeal is estimated to be completed in three to four weeks and the other appeal will not be completed for three to four months, especially when the latter time frame concerns EOUSA material which it has had since early May, 2018 and some of which OIP has had since October 2018. Respectfully, that does not make sense, and it prejudices my client with respect to any potential causes of action she may have.

With regard to your statement pertaining to matters being taken on a first-in, first-out basis, this causes more questions. We have been asking for the responsive materials from DOJ components since May 2018 without a sufficient response or a sufficient production. Quite frankly, the question becomes whether the statutory time periods are ever complied with, given your statement about a first-in, first-out analysis/review.

If we must file a lawsuit in order to obtain this information we will do so; however, it seems simple - my client is entitled to this information under the Privacy Act and FOIA and it should be provided without us having to file a lawsuit because DOJ will not comply with the statutorily required provisions.

Moreover, I am always willing to accept rolling production. I have advised OPR-FOIA and EOUSA-FOIA of this same information previously, on a number of occasions; however, regardless of who I advise in DOJ, I have yet to have success in obtaining this pertinent material.

Please advise why it will take two different time periods to complete requests for the same information and whether you will provide rolling production. I am happy to discuss this with you either by phone or in person if you would like. Regards. David.

(I apologize for emailing on a Friday evening. I meant to do it sooner but was tied up. have a good weekend).



David G. Barger  
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**From:** Castellano, Daniel (OIP) [mailto:Daniel.Castellano@usdoj.gov]  
**Sent:** Tuesday, February 26, 2019 3:02 PM  
**To:** Barger, David G. (Shld-NVA-LT) <[REDACTED]@gtlaw.com>  
**Subject:** RE: Your FOIA Request DOJ-2019-000550

Good afternoon,

Both appeals are still pending and we are working diligently to handle them as quickly as possible. Requests and appeals are handled on a first-in, first-out basis. I would anticipate a response from our office on Appeal No. DOJ-AP-2019-001476 in the next three or four weeks. For the other appeal, DOJ-AP-2019-001474, I would anticipate a response from our office in the next three or four months.

Sincerely,

**Daniel R. Castellano**

Senior Attorney

U.S. Department of Justice

Office of Information Policy

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**From:** [REDACTED]@gtlaw.com <[REDACTED]@gtlaw.com>  
**Sent:** Friday, February 22, 2019 3:55 PM  
**To:** Castellano, Daniel (OIP) <dcastellano@jmd.usdoj.gov>  
**Subject:** FW: Your FOIA Request DOJ-2019-000550

Daniel, I am following up on your email to me of Feb. 5, 2019, advising me that you are assigned to my client, Ashley Neese's appeals DOJ -AP-2019-001474 and 001476. I am writing to inquire if you can give me an update on the appeal, and hopefully an idea on when we may expect production. For your assistance, I am attaching a copy of a letter from OIP dated Feb. 13, indicating that EOUSA submitted 40 pages of material to OIP on October 30, 2018 for processing and direct response to us. This is the first time we have been made aware that EOUSA had information, and that it supplied it to OIP. Obviously I have grave concerns that this information has been in the hands of various DOJ components for months and not been produced, in clear violation of the statutory requirements.

As our appeal history makes clear, it is extremely troubling despite repeated requests to various components, that nothing of consequence has ever been produced.

Candidly, it strongly appears that DOJ is attempting to cover up some problem by consistently failing to be responsive to these requests. I am happy to speak with you directly and would encourage you to give me a call. Please let me know when we can expect production of the information. My client continues to be substantially prejudiced by DOJ's intentional delays. I do not blame you since you have only recently been tasked with handling this matter. But as a former longtime DOJ and USAO employee, I do appeal to you make this right. Regards. David.

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From: OIP-NoReply [mailto:OIP-NoReply@usdoj.gov]  
Sent: Wednesday, February 13, 2019 11:46 AM  
To: Barger, David G. (Shld-NVA-LT) <@gtlaw.com>  
Subject: Your FOIA Request DOJ-2019-000550

Attached is this Office's acknowledgement of the above-referenced referral of records.

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